

25690. Frozen smelts. (F.D.C. No. 43139. S. No. 51-216 P.)
QUANTITY: 1,139 cases, 12 16-oz. pkgs. each, at Chicago, Ill.
SHIPPED: 3-8-59, from Wheatley, Ontario, Canada, by Omstead Fisheries.
LABEL IN PART: (Pkg.) "Booth * * * Frozen Pan Ready Smelts * * * Headless, Dressed * * * Packed by Booth Fisheries Canadian Co. Ltd. * * * Chicago, Illinois."

LIBELED: 5-4-59, N. Dist. Ill.

CHARGE: 402(a)(2)—when shipped, the article contained an added poisonous and deleterious substance, sodium nitrite, which is unsafe within the meaning of Section 406.

DISPOSITION: 6-4-59. Default—destruction.

25691. Frozen red snappers (fish). (F.D.C. No. 43145. S. Nos. 32-214/5 P, 33-525/6 P.)

QUANTITY: 1,652 lbs. at Monmouth Beach, N.J.

SHIPPED: Between 6-9-58 and 2-13-59, from New York, N.Y.

LIBELED: 5-18-59, Dist. N.J.

CHARGE: 402(a)(3)—contained decomposed fish while held for sale.

DISPOSITION: 6-17-59. Default—destruction.

25692. Frozen red snappers (fish). (F.D.C. No. 43279. S. No. 33-537 P.)

QUANTITY: 13 ctns., 623 lbs. total, at New York, N.Y.

SHIPPED: The fish were frozen and repacked from fish shipped unfrozen from Pascagoula, Miss., on 8-8-58.

LIBELED: 7-8-59, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained decomposed fish while held for sale.

DISPOSITION: 7-31-59. Default—destruction.

25693. Frozen red snappers (fish). (F.D.C. No. 43282. S. Nos. 33-538/9 P.)

QUANTITY: 5 ctns., 442 lbs. total, and 781 lbs., at New York, N.Y.

SHIPPED: The fish were frozen from fish shipped unfrozen from West Palm Beach and Tampa, Fla.

LIBELED: 7-8-59, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 7-31-59. Default—destruction.

25694. Frozen tullibees. (F.D.C. No. 43146. S. No. 11-506 P.)

QUANTITY: 50 boxes containing 5,750 lbs. at Chicago, Ill.

SHIPPED: 5-2-59, from Winnipeg, Canada, by Canadian Fish Producers, Ltd.

LABEL IN PART: "Product of Canada Dauphin Lake."

LIBELED: 5-14-59, N. Dist. Ill.

CHARGE: 402(a)(3)—when shipped, contained parasitic cysts.

DISPOSITION: 6-12-59. Consent—claimed by Pick-Shapiro Fisheries, Inc., Chicago, Ill., and returned to the shipper in Canada.

25695. Canned crabmeat. (F.D.C. No. 41132. S. No. 5-952 P.)

QUANTITY: 5 boxes, 50 cans each, at Baltimore, Md.

SHIPPED: 5-24-59, from Bayou La Batre, Ala., by Graham Seafood Co.

LABEL IN PART: (Can) "Graham Brand Fresh Crab Meat Packed by Graham Seafood Co. Bayou La Batre, Ala. Net Contents 1 Pound Ala."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 5-25-59, Dist. Md.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents since the label statement "Net Contents 1 Pound" was inaccurate.

DISPOSITION: 6-25-59. Default—destruction.

25696. Canned shrimp. (F.D.C. No. 43278. S. No. 46-832 P.)

QUANTITY: 492 cases, 24 5-oz. cans each, at New York, N.Y.

SHIPPED: 5-13-59, from Biloxi, Miss., by Humphreys Canning Co.

LABEL IN PART: (Can) "Delta-Maid Shrimp * * * Distributed by Humphreys Seafood Co. New Orleans, La."

LIBELED: 7-8-59, S. Dist. N.Y.

CHARGE: 402(b)(2)—when shipped, broken pieces of shrimp had been substituted in part for shrimp; and 403(a)—the vignette on the label depicting whole shrimp and the label statement "Shrimp" were false and misleading.

DISPOSITION: 8-6-59. Consent—claimed by Humphreys Canning Co., New York, N.Y., and relabeled.

25697. Frozen shrimp. (F.D.C. No. 43392. S. Nos. 46-696 P, 46-698 P.)

QUANTITY: 48 cases, 10 5-lb. ctns. each, at New Orleans, La.

SHIPPED: 5-5-59, from San Salvador, El Salvador.

LIBELED: 7-10-59, E. Dist. La.

CHARGE: 402(a)(3)—contained decomposed shrimp while held for sale.

DISPOSITION: 7-27-59. Consent—claimed by Charles B. Poillion, t/a Crescent Shrimp Co., Jefferson, La. Segregation proved to be unsatisfactory and the article was subsequently destroyed.

25698. Oysters. (F.D.C. No. 43077. S. No. 6-049 P.)

INFORMATION FILED: 4-2-59, Dist. Md., against Lawson Oyster Co., a partnership, Crisfield, Md., and Horace Dameron and Norman E. Lawson, partners.

SHIPPED: 12-9-58, from Maryland to North Carolina.

LABEL IN PART: (Can) "Lawson Brand Oysters Packed By Lawson Oyster Co. Crisfield, Md. Contents 1 Gallon."

CHARGE: 403(g)(1)—when shipped, the article failed to conform to the definition and standard of identity for oysters since the oysters as prepared were in contact with water, or salt water containing less than 0.75 percent salt, for more than 30 minutes after leaving the shucker.

PLEA: Guilty—by the partnership and Dameron; nolo contendere—by Lawson.

DISPOSITION: 5-15-59. Fines of \$250 against the partnership and \$1 against each individual, plus costs.

25699. Oysters. (F.D.C. No. 43071. S. No. 5-702 P.)

INFORMATION FILED: 4-20-59, Dist. Md., against Bernard P. Murphy, t/a W. C. Dean & Co., Wingate, Md.

SHIPPED: 12-15-58, from Maryland to New York.